

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PLANT PATENT  
APPLICATION (35 U.S.C. 161)  
DECLARATION  
(37 CFR 1.63)**

Declaration Submitted With Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge) (37 CFR 1.16(e) required)

|                          |                    |
|--------------------------|--------------------|
| Attorney Docket Number   | 13519.0005.NPUS01  |
| First Named Inventor     | Richard Hammond    |
| <b>COMPLETE IF KNOWN</b> |                    |
| Application Number       | /                  |
| Filing Date              | September 23, 2003 |
| Art Unit                 |                    |
| Examiner Name            |                    |

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the new and distinct variety of:

Chrysanthemum

plant named: Esperanto Happy

which is claimed and for which a plant patent is sought, the specification of which

is attached hereto OR  was filed on (MM/DD/YYYY)   as United States

Application Number   and was amended on (MM/DD/YYYY)   (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claim, as amended by any amendment specifically referred to above.  
I have asexually reproduced the plant to which this application applies.

Said plant was found in a cultivated area (check this box for newly found plant only)

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Check Only If Priority Not Claimed | Certified Copy Attached? YES | Certified Copy Attached? NO |
|-------------------------------------|---------|----------------------------------|------------------------------------|------------------------------|-----------------------------|
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/>     | <input type="checkbox"/>    |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/>     | <input type="checkbox"/>    |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/>     | <input type="checkbox"/>    |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/>     | <input type="checkbox"/>    |

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

## DECLARATION - Plant Patent Application

Direct all correspondence to:  Customer Number \_\_\_\_\_ OR  Correspondence address below

Name **Mark K. Dickson (Reg. No. 32,888)**Address **Howrey Simon Arnold & White, LLP**Address **301 Ravenswood Avenue**City **Menlo Park**State **CA**Zip **94025-3434**Country **USA**Telephone **(650) 483-8234**Fax **(650) 483-8400**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that wilful false statements and the like to make are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

 A Petition has been filed for this unsigned inventorGiven Name **Richard**Family Name  
Or Surname **Hammond**Inventor's Signature **Richard**Date **Sept. 23, 2003**Residence: City **Spain**State **Spain**Country **Espana**Citizenship **United Kingdom**Mailing Address **Apartado 76, Santa Brígida, 35300 Las Palmas, Gran Canaria, Espana**

Mailing Address

City

State

Zip

Country **Espana**

NAME OF SECOND INVENTOR:

 A Petition has been filed for this unsigned inventor

Given Name

Family Name  
Or Surname

Inventor's Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

Mailing Address

City

State

Zip

Country

Additional inventors are being named on the **Supplemental Additional Inventor(s) sheet(s) PTO/GD/07A attached hereto.**

(Page 2 of 2)